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7 **UNITED STATES DISTRICT COURT**
8 **NORTHERN DISTRICT OF CALIFORNIA**
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10 ART GONZALES, ET AL.,

11 Plaintiffs,

12 v.

13 LUCILLE PACKARD CHILDREN'S
14 HOSPITAL, ET AL.,

15 Defendants.
16
17

Case No. 5:09-CV-05539-PVT

Judge: Hon. Jeremy Fogel
Courtroom: #3 (5th Floor)

**[PROPOSED] ORDER ON JOINT
STIPULATION RE TYCO
HEALTHCARE GROUP AND
COVIDIEN'S TIME TO FILE A
RESPONSIVE PLEADING TO
PLAINTIFFS' COMPLAINT FOR
DAMAGES**

18
19 Good cause appearing it is hereby ordered that Tyco Healthcare LP n/k/a
20 Covidien and Covidien, Inc.'s responsive pleading in response to Plaintiffs'
21 Complaint for Damages shall be due February 15, 2010.
22

23 Dated: January 14, 2010

By: _____

The Honorable Jeremy Fogel

1 **PROOF OF SERVICE**

2 I am employed in the County of Orange, State of California. I am over the age of 18
3 and not a party to the within action. My business address is 5 Park Plaza, Suite 1600, Irvine,
4 California 92614.

5 On January 12, 2010 I served on the interested parties in said action the within:

6 **[PROPOSED] ORDER ON JOINT STIPULATION REGARDING TYCO HEALTHCARE,
7 GROUP AND COVIDIEN'S TIME TO FILE A RESPONSIVE PLEADING TO PLAINTIFFS'
8 COMPLAINT FOR DAMAGES**

9 by placing a true copy thereof in a sealed envelope(s) addressed as stated on the attached
10 mailing list.

11 ☐ (MAIL) I am readily familiar with this firm's practice of collection and processing
12 correspondence for mailing. Under that practice it would be deposited with the U.S. postal
13 service on that same day in the ordinary course of business. I am aware that on motion of party
14 served, service is presumed invalid if postal cancellation date or postage meter date is more
15 than 1 day after date of deposit for mailing in affidavit.

16 ☐ (FAX) I caused such document(s) to be served via facsimile on the interested parties at their
17 facsimile numbers listed above. The facsimile numbers used complied with California Rules of
18 Court, Rule 2003, and no error was reported by the machine. Pursuant to California Rules of
19 Court, Rule 2006(d), I caused the machine to print a report of the transmission, a copy of which
20 is attached to the original of this declaration.

21 ☐ (BY ELECTRONIC SERVICE) By electronically mailing a true and correct copy through
22 Shook, Hardy & Bacon L.L.P.'s electronic mail system to the e-mail address(es) as stated on
23 the attached service list.

24 ☒ (ELECTRONIC FILING) I provided the document(s) listed above electronically through the
25 CM/ECF system pursuant to the instructions set forth in the Local Rules for the United States
26 District Court for the Central District of California.

27 ☒ (Federal) I declare that I am employed in the office of a member of the bar of this court
28 at whose direction the service was made.

Executed on January 12, 2010, at Irvine, California.

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Kim Brunton
(Type or print name)

/s/ Kim Brunton
(Signature)

SERVICE LIST

Mark P. Robinson, Jr., Esq.
Karen B. Menzies, Esq.
Daniel Robinson, Esq.
ROBINSON, CALCAGNIE & ROBINSON
620 Newport Center Drive, Suite 700
Newport Beach, CA 92660

Tel: (949) 720-1288
Fax: (949) 720-1292
Email:

Attorneys for Plaintiff

Laurie E. Sherwood, Esq.
WALSWORTH, FRANKLIN, BEVINS &
MCCALL, LLP
601 Montgomery Street, 9th Floor
San Francisco, CA 94111-2612

Tel: (415) 781-7072

Fax: (415) 391-6258

Email: lsherwood@wfbm.com

Attorneys for Defendant Medefil, Inc.

Tammy A. Tsoumas, Esq.
KIRKLAND AND ELLIS LLP
777 South Figueroa Street , 37th Floor
Los Angeles , CA 90071

Tel: 213-680-8400-8233

Fax: 213-680-8500

Email: tammy.tsoumas@kirkland.com

**Attorneys for Defendants Baxter
Healthcare International, Baxter
Healthcare Corporation, Scientific Protein
Laboratories, Inc., Changzon SPL Co.,
Ltd., and American Capital LTD.**